

REGULAR MEETING
GOVERNMENTAL AFFAIRS COMMITTEE
DECEMBER 11, 2008 – 4:00 P.M.
TRIBAL OFFICE BOARDROOM

1. Chairperson Laurie Boivin called the meeting to order at 4:00 p.m. Roll call was taken with a quorum present: MEMBERS PRESENT: Laurie Boivin, Regina Washinawatok, Ben Kaquatosh, Sabrina Hemken, Jeremy Weso, Kathy Kaquatosh and Susan Waukau. MEMBERS ABSENT: None. Also present: Twila Peters, Carolyn Miller, Felecia Gatz, Joanne Eisfelder, Shawn Klemens, Sharon Giese, Llewellyn Boyd, Rebecca Loudbear and Linda Peters, recorder.

2. Moment of Silence. A moment of silence was observed.

3. Approval of Minutes dated November 13, 2008.

No corrections necessary.

Motion made by Jeremy Weso to approve the minutes dated November 13, 2008 with any corrections. Second was by Ben Kaquatosh. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

4. Discussion/Recommendations on Amendment to Ordinance 05-29
Fuel Station Board

The committee reviewed the projection spreadsheet that was requested from the last meeting. The amended language states that “Menominee Fuel Station will be required to establish a Reserve Replacement Account for replacement of assets. This account will be funded annually with a transfer of funds to an interest bearing vehicle in the amount of \$7,500.00. The transfer of funds will be increased annually by 3 percent. Any withdrawal from the Reserve Replacement Account will need board approval”.

The committee would like a cap added to the amount that would be placed into this reserve account. Rebecca Loudbear will make the changes as requested for Legislative approval.

The committee also agreed that the Tribe can audit the charter.

Motion made by Ben Kaquatosh to recommend to the Legislature to approve the Amendment to Ordinance 05-29 (Fuel Station Board) based on the information presented by Attorney Loudbear. Second was by Susan Waukau. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

Shawn informed the committee that there is a vacancy on the Board and needs to get this posted. Laurie Boivin informed Shawn that Governmental Affairs does not need to take any action and will notify the Chairman's Office on his behalf to get this posted.

5. Draft Ordinance ____ - Menominee Contractor Preference

The committee needs to develop this as a companion piece to Ordinance 82-10. Attorney Loudbear will have the draft available for the next meeting.

Motion made by to Jeremy Weso to table item # 5: Draft Ordinance-Menominee Contractor Preference. Second was by Susan Waukau. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

6. Draft Ordinance ____ - Non Gaming Business Entity Charter

The committee received the copy of the draft ordinance. The Tribe needs to have this vehicle in place for the Tribe to enter into non gaming business for economic development. This will also coincide with the Strategic Plan goals to further the best interest of the Tribe for business and employment opportunities.

The committee will review this and provide their comments to Attorney Loudbear prior to the next meeting.

Motion made by Jeremy Weso to table this item. Second was by Sabrina Hemken. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

7. Accounting Manual – Change to Credit Card Procedure –
Procurement Department

The change to the credit card procedure enables the IT Director and Property Manager to assign a designee in the place of their absences to continue the function of the departments.

The Legislature is governed by Rules of the Legislature and these credit card charges are reviewed on a quarterly basis by the internal auditors.

Motion made by Ben Kaquatosh to approve the Accounting Manual changed to Credit Card Procedure as presented by Brett Hoffman. Second was by Kathy Kaquatosh. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

8. Amendment to Ordinance #82-10 – Adding penalty section

This item will be tabled because this agenda stated that the committee will only be able to speak to the penalty section. This item will be posted as Amendments to Ordinance #82-10 for the next meeting.

Motion made by Ben Kaquatosh to table this item until the next meeting so that we can review all the amendments. Second was by Sabrina Hemken. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

9. Request for Ordinance/Emergency Ordinance:
(Servicemen's Group Life Insurance Act)

This personal matter is already pending review in the court system. The committee agreed that they cannot override a judicial finding. The committee stated that this would violate the separation of powers (judicial vs. legislative).

Motion made by Jeremy Weso to not take any action because this matter is a scheduled opinion of our sovereign courts, it would violate the separation of powers, and that this matter is related to the SGLIA. Second was by Sabrina Hemken. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

10. Monthly Narratives

The committee agreed that any monthly reports received after the packets are sent will be reviewed with the next packet.

Motion made by Ben Kaquatosh to approve the Property Management and Acquisition along with the Maintenance report. Second was by Regina Washinawatok. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

11. Other Business

- a) Set January regular meeting date due to MTL schedule change

Motion made by Kathy Kaquatosh to set the January regular meeting date to January 15, 2008 due to the Menominee Tribal Legislature changed their January schedule. Second was by Regina Washinawatok. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

Jeremy Weso informed the committee that the codification of the General Code is almost complete. His department will host weekly meetings with the Prosecutors and the Legal Department on what has been done and when completed will be presented to this committee for approval.

(Susan Waukau left the meeting at 5:00 p.m.)

12. Adjournment

Motion made by Jeremy Weso/Regina Washinawatok to adjourn the meeting. Motion carried: 6 for, 0 opposed, 0 abstentions and 0 absent.

Meeting adjourned at 5:05 p.m.

Respectfully submitted by,

Linda Peters, recorder
Chairman's Office